

CITY COUNCIL

CITY COUNCIL CHAMBERS, CITY HALL

137 ROOSEVELT AVENUE, PAWTUCKET, RI

WEDNESDAY, AUGUST 10, 2011

7:00 PM

PRE-COUNCIL AGENDA

**4:40 PM – CLAIMS COMMITTEE - A PORTION OF THE MEETING MAY
BE HELD IN**

**EXECUTIVE SESSION Pursuant to Section 42-46-4 & Section 42-46-5
(A)(2) of**

the General Laws of Rhode Island regarding pending litigation

5:15 PM – ORDINANCE COMMITTEE

6:15 PM – FINANCE COMMITTEE

6:40 PM – PRE-COUNCIL – BOY SCOUTS MERIT BADGES

6:45 PM – PUBLIC INPUT PERIOD

6:45 PM – BOARD OF LICENSE COMMISSIONERS

7:00 PM – CITY COUNCIL

DOCKET

CONVENED _____ PM

Previous Minutes 7/20/2011

1. *CONSENT AGENDA *Denotes all items on Consent Agenda

2. *CORRESPONDENCE

A. Communication from Ronald L. Wunschel, Director of Finance, to the Honorable Members of the Pawtucket City Council (Statement of Estimated, Realized and Unrealized Revenues for the Fiscal Period July 1, 2010 through June 30, 2011 – Tentative/Unaudited)

B. Communication from Mayor Donald R. Grebien to the Honorable Members of the Pawtucket City Council (Thank You Letter to the Friends of the Pawtucket Dog Park)

C. Communication from Rhode Island Clean Water Finance Agency to the City of Pawtucket (Various Forms and Statements)

D. Communication from Rhode Island Department of Transportation

to the Pawtucket City Council (Pawtucket Bridge #550 Updates for July 17-July 23, 2011, July 24-July 30, 2011 & July 31-August 6, 2011)

E. Communication from Mayor Donald R. Grebien, to the Honorable Members of the Pawtucket City Council (Appointment of Dave Clemente as City Purchasing Agent)

F. Communication from Mayor Donald R. Grebien, to President Barack Obama (Dependence on Oil – Fuel Efficient Vehicles)

G. Communication from Mayor Donald R. Grebien, to the Honorable Members of the City Council (Stipends to Board and Commission Members)

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H. Communication from Frank J. Milos, Jr., Esq., City Solicitor, to David P. Moran, President, Pawtucket City Council (Hydrant Fees Ordinance)

I. An Ordinance Regarding the Payment of Hydrants Rental Usage or

Fees TO BE LAID ON THE TABLE AND REFERRED TO THE FINANCE COMMITTEE

J. Communication from Mayor Donald R. Grebien to the Pawtucket City Council (Abatement for Property Located at 26 Main Street, Known as the To Kalon Club) TO BE REFERRED TO THE FINANCE COMMITTEE

K. Communication from Raymond Martel, 6 Bellmore Drive, Pawtucket, RI to Council President David Moran and City Council Members (Tax Abatement on 2011 Property Taxes) TO BE REFERRED TO FINANCE COMMITTEE

L. An Ordinance in Amendment of Chapter 40 of the Code of Ordinances of the City of Pawtucket, 1996, Entitled “Funds” (Library) TO BE LAID ON THE TABLE AND REFERRED TO THE FINANCE COMMITTEE

M. Communication from Angel S. Garcia, Personnel Director, to the Honorable members of the Pawtucket City Council (Amend Pay Ordinance Chapter 2956 – Deputy Director of Emergency Management)

N. An Ordinance in Amendment of Chapter 2956 of the Ordinances of the City of Pawtucket, Fixing the Salaries for Classified Non-Union Positions (Deputy EMA Director) TO BE LAID ON THE TABLE AND

REFERRED TO THE FINANCE COMMITTEE

O. An Ordinance in Amendment of Chapter 379 of the Code of Ordinances of the City of Pawtucket, 1996, Entitled “Auto Mobile Repair Shops” (Limitations on the Number of Licenses; Transfer) TO BE LAID ON THE TABLE WITH THE RECOMMENDATION OF THE ORDINANCE COMMITTEE

P. Communication from Mayor Donald R. Grebien, to David P. Moran, President, Pawtucket City Council (Proposed Foreclosure Ordinance)

Q. An Ordinance in Amendment of Chapter 76 of the Code of Ordinances of the City of Pawtucket, 1996, Establishing a Procedure for Foreclosure of Properties TO BE LAID ON THE TABLE AND REFERRED TO THE ORDINANCE COMMITTEE

R. Communication from John T. Gannon, Director of Administration, to David P. Moran, President, Pawtucket City Council (Response - Public Works Director/EMA Director)

S. Communication from Ronald F. Travers, Director of Zoning and Code Enforcement, to Councilor Wildenhain (Response – Utilizing City Employees to Clean Up Properties)

T. Communication from Ronald F. Travers, Director of Zoning and Code Enforcement, to David P. Moran, President, Pawtucket City

Council (Response – Train Depot)

U. Communication from Ronald L. Wunschel, Director of Finance, to the Pawtucket City Council (Response – Police and Fire Pension Actuary Reports Requests)

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V. Communication from Ronald L. Wunschel, Director of Finance, to the Pawtucket City Council (Response – Request for Information FY 11 Deficit and FY 11 T.A.N. Payment)

W. Communication from John T. Gannon, Director of Administration, to David P. Moran, President, Pawtucket City Council (Response – Streets Cleanliness/Weeds)

X. Communication from John T. Gannon, Director of Administration, to David P. Moran, President, Pawtucket City Council (Response – Prior Notification of Public Works Projects)

Y. Communication from John T. Gannon, Director of Administration,

to David P. Moran, President, Pawtucket City Council (Response – Letter of July 7, 2011 to Mayor Metivier – RFP Process)

Z. Communication from Mayor Donald R. Grebien to the Honorable Members of the City Council (Response – List of Vacant Positions Within the City of Pawtucket)

AA. Communication from Michael E. Burns, Traffic Engineering Supervisor and Norman Lamoureux, Acting Director of Public Works (Response – Cushman Street at Grand Avenue “Multi-Way Stop Controls”)

BB. Communication from Michael P. Lewis, Director, RIDOT, to Michelle R. Hardy, Deputy City Clerk (Response – Division Street Bridge Concerns)

3. Petition for an Auto Repair Shop License by Joao Soares d/b/a J.S. Automotive (transfer from Diann L. Fontaine d/b/a DC Automotive) 27 Centre Street, Tax Assessors Plat 45, Lot 424, to keep a shop for the purpose of repairing automobiles LIC#7099, which was advertised for a hearing at this time, is taken up:

PREVIOUS STIPULATIONS:

1. No auto body work.

2. No painting.
3. No parking cars on Centre Street.
4. No more than fourteen (14) cars parked in front at any time.
5. No junk of any kind shall be stored outside.
6. All work shall be done inside the building.

4. Petition for Auto Repair and Second Hand Shop Licenses (Class A & B – Selling Used Automobiles & Parts) by Cartex Auto Sales, LLC d/b/a Cartex Auto Sales (transfer from Rita D'Angelo d/b/a Cartex Auto Sales) 540 Weeden Street, Tax Assessor's Plat 48, Lot 256, to keep a shop for the purpose of repairing automobiles and purchasing and selling second hand articles, specifically used automobiles and parts, LIC#7362 #7363 which was advertised for a hearing at this time, is taken up:

PREVIOUS STIPULATIONS:

1. Limit of ten (10) cars to be stored in back on existing paved area.
2. Limit of five (5) cars parked in front for sales.
3. No auto body work.

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5. Petition for a Second Hand Shop License (Class C - used miscellaneous merchandise) by Hamidou Kindo d/b/a Kara Wireless, 656 Broadway, Tax Assessors Plat 6, Lot 145, to keep a shop for the purpose of purchasing and selling second hand articles, specifically used cell phones, computers, and accessories LIC#7347, which was advertised for a hearing at this time, is taken up:

6. Communication from His Honor, Mayor Donald R. Grebien, to the Honorable Members of the Pawtucket City Council, submitting the following reappointment as a member of the Parks Commission, FOR CONFIRMATION:

PARKS COMMISSION

David Farrell, 82 Vivian Avenue, Pawtucket, RI 02860.

Term expires the first Monday in August, 2014.

ROLL CALL FOR CONFIRMATION

AYES_____ NOES_____

7. THE FINANCE COMMITTEE RETURNS THE FOLLOWING WITH THE RECOMMENDATION FOR DENIAL:

Communication from Barney S. Heath, Acting Director, Department of Planning and Redevelopment, to Council President David P. Moran (Proposed Fee Reduction for Certificate of Zoning Compliance from \$50 to \$35)

ROLL CALL AYES _____ NOES _____

8. THE FINANCE COMMITTEE RETURNS THE FOLLOWING:

Communication from Angel S. Garcia, Director of Personnel, to the Honorable Members of Pawtucket City Council. (Proposed Employment Agreement for James L. DeCelles, P.E., Chief Engineer, Pawtucket Water Supply Board for a six (6) year term)

ROLL CALL AYES _____ NOES _____

9. Communication from Mayor Donald R. Grebien, to the Honorable

Members of the City Council (“Complete Streets” Program)

10. RESOLUTION ENCOURAGING THE PAWTUCKET DEPARTMENT OF PLANNING AND DEVELOPMENT, AND THE PAWTUCKET DEPARTMENT OF PUBLIC WORKS, TO CONTINUE TO USE “COMPLETE STREETS” IN THE PLANNING AND REDEVELOPMENT OF TRANSPORTATION

ROLL CALL AYES _____ NOES _____

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11. Communication from Mayor Donald R. Grebien, to David P. Moran, President, Pawtucket City Council (Campaign for Producer Responsibility)

12. RESOLUTION IN SUPPORT OF EXTENDED PRODUCER RESPONSIBILITY

ROLL CALL AYES _____ NOES _____

**13. RESOLUTION DECLARING THE WEEK OF AUGUST 7-13, 2011, AS
NATIONAL HEALTH CENTER WEEK IN PAWTUCKET**

ROLL CALL AYES _____ NOES _____

**14. RESOLUTION OPPOSING CUTS IN SERVICE FROM RHODE
ISLAND PUBLIC TRANSIT AUTHORITY**

ROLL CALL AYES _____ NOES _____

**15. AN ORDINANCE IN AMENDMENT OF CHAPTER 2866 OF THE
ORDINANCES OF THE CITY OF PAWTUCKET ESTABLISHING A PAY
PLAN FOR THE CITY OF PAWTUCKET. (Delete the Police Matron and
Create Multi Lingual Matron)**

FOR SECOND PASSAGE

ROLL CALL AYES _____ NOES _____

**16. THE ORDINANCE COMMITTEE RETURNS THE FOLLOWING
ORDINANCE WITH THE RECOMMENDATION OF APPROVAL:**

**AN ORDINANCE IN AMENDMENT OF CHAPTER 231 OF THE CODE
OF ORDINANCES OF THE CITY OF PAWTUCKET, 1996, ENTITLED
HAZARDOUS MATERIALS (SUBSTITUTE A)**

FOR FIRST PASSAGE

ROLL CALL AYES _____ NOES _____

**17. THE FINANCE COMMITTEE RETURNS THE FOLLOWING
ORDINANCE:**

**AN ORDINANCE AUTHORIZING THE USE OF FUND MONEY FOR
DEFICIT REDUCTION IN FISCAL YEAR 2011 (Spay/Neuter Fund)**

FOR FIRST PASSAGE

ROLL CALL AYES _____ NOES _____

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18. PETITION FOR LICENSE:

VICTUALLING HOUSE New -

MVP Sports Pub & Restaurant LTD d/b/a MVP Sports Pub & Restaurant, 223 Newport Ave. LIC#7408

19. *PETITIONS FOR LICENSES:

ENTERTAINMENT –

Petition of Community Center of Grupo Amigos Da Terceira Inc., for a license to conduct a St. Vincent De Paul Festival at 55 Memorial Drive, on Friday, September 9, 2011, from 7:00 p.m., to 12:00 a.m., Saturday, September 10, 2011, from 2:00 p.m. to 11:00 p.m., and Sunday, September 11, 2011, from 11:30 a.m. to 9:00 p.m. LIC#7453

Petition from Garrity Pub & Restaurant Inc., d/b/a Corinne's Banquets,

for a license to conduct a car cruise at 67 Garrity Street parking lot on Sundays, from August 14, 2011 to October 30, 2011 from 4:00 p.m., to 8:00 p.m., LIC#7394

Petition of The Institute for the Study and Practice of Nonviolence for a license to conduct a Nonviolence Awareness Block Party at Payne Park, 210 West Avenue, and closing of West Avenue and Jefferson Avenue on Sunday, August 28, 2011 (rain date September 4, 2011) from 12:00 p.m. until 9:00 p.m. LIC#7440

Petition of Pawtucket Arts Festival Committee for a license to conduct an arts festival at various locations (See Attached) on Wednesday September 7, 2011 through Sunday, September 26, 2011 LIC#7448

Petition of Pawtucket Red Sox Baseball Club, Inc., for license to conduct a Fireworks/Laser Show in McCoy Stadium, Columbus Avenue, on Tuesday, August 23, 2011 after the game, LIC#7461

Petition of Pentecostal Church for a license to conduct an event with preaching and live music, in the parking lot at 300 Barton Street, C-Town Supermarket, on Friday, August 19 and Saturday, August 20,

2011 from 6:30 pm to 9:30 pm. LIC#7450

Petition from Spanish Church of God, for a license to conduct a Community Event at Payne Park, on Saturday, August 20, 2011, from 3:00 p.m., to 7:00 p.m., LIC#7425

Petition of St. Anthony's Church Holy Spirit Society, 32 Lawn Avenue, for a license to conduct a Festival, (indoors & outdoors) – live music, Feast at 27 Forest Avenue on Friday, September 2, Saturday, September 3, 2011 from 6:00 p.m., to 11:00 p.m., and Sunday September 4, 2011 from 6:00 p.m., to 10:00 pm., LIC#7391

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HOLIDAY LICENSE New –

**Gonzalo Hernandez LLC d/b/a Weeden Mini Market, 474 Weeden St.
LIC#7451**

VICTUALLING HOUSE New –

**Gonzalo Hernandez LLC d/b/a Weeden Mini Market, 474 Weeden St.
LIC#7452**

SIGN PERMIT Renewals -

**Apex Tire & Service Center, LLC., d/b/a Apex Tire & Service Center, 33
Main St. (2) LIC#3320**

**Baptista, Richard d/b/a Off the Hook, (Barber Shop) 269 Main St. (1)
LIC#5744**

**Demers, Normand d/b/a Norm's New Generation Barber Shop, 168
Smithfield Ave. (1) LIC#5453**

**Fastcash Pawn & Checkcasher Incorporated d/b/a Fastcash Pawn &
Checkcasher , 846 Newport Ave. (1) LIC#7338**

**Monte, Anthony d/b/a Monte's Fruit Stand, 113 Power Rd. (1)
LIC#3330**

**Rinaldi, Richard L., d/b/a Walt's Roast Beef, 285 Newport Ave. (1)
LIC#3302**

Saggal, Joseph d/b/a Broadway Pizza, 511 Broadway, (1) LIC#4841

**Jeanne's Printing Inc., d/b/a Minuteman Press of Pawtucket, 580
Central Ave. (1) LIC#3333**

WASTE HAULER Renewals -

Allied Waste North America Inc., d/b/a Allied Waste Systems of Fall River, 1080 Airport Road, Fall River, MA, LIC#3359

Coastal Recycling Inc., d/b/a Coastal Recycling , 761 Great Road, North Smithfield, RI, LIC#3342

Gueuremont, Albert d/b/a Roll-A-Way Disposal, 86 Knight Street, Warwick, RI, 02886 LIC#3346

M & M Disposal, Inc., d/b/a M & M Disposal, 46 Shun Pike, Johnston, RI, LIC#3344

Patriot Disposal Co Inc., d/b/a Patriot Disposal, 2208 Plainfield Pike, Johnston, RI, LIC#3338

Rambone Disposal Service, Inc., d/b/a Rambone Disposal Service, 2153 Plainfield Pike, Johnston, RI, LIC#3357

Waste Haulers LLC, 1 Starline Way, Cranston, RI LIC#5209

20. *THE FOLLOWING CLAIMS FOR DAMAGES AGAINST THE CITY TO BE REFERRED TO THE COMMITTEE ON CLAIMS AND PENDING SUITS:

Sandra Bagwell by Rob Levine & Associates – No Amount Specified

Mackenzie Decrescenzo by Loiselle Insurance Agency – No Amount Specified

Joseph Pereira - \$536.68

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21. THE COMMITTEE ON CLAIMS AND PENDING SUITS RETURNS THE FOLLOWING CLAIMS FOR DAMAGES AGAINST THE CITY:

Alipo Amaral - \$1,339.72-\$1,587.00

Charles Black - \$446.92

Grace Burns – No Amount Specified

Rania Chabo - \$425.39

Andy Kacharo - \$213.35

Barbara Oullette - \$120.26

Evelyn Tetreault - \$375.32

Ryan Coyle by Rob Levine and Associates – No Amount Specified

Joan Gardner - \$875.37-\$1,857.10

Jenna Garza - \$1,275.84-\$1,327.62

Maureen Francis - \$525.00

Barbara Petti by Rappoport, DeGiovanni & Caslowitz – No Amount Specified

Stacie Souza - \$500.00 insurance deductible

Terence Karaniuk - \$500.00 insurance deductible

Ivelisse Sosa – \$90.00

ADJOURNED _____ P.M.